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March 7, 2022

Hon. Scott S. Harris, Clerk  
Supreme Court of the United States  
One First Street, NE  
Washington, D.C. 20543

**Re: Wisconsin Legislature, et al. v. Wisconsin Elections Commission,  
et al., No. 21A471**

Dear Mr. Harris:

Today, the Wisconsin Legislature and individual voters filed an emergency application for a stay pending appeal, an injunction pending appeal, and alternative petition for writ of certiorari and summary reversal. The application regards a final decision and order entered on March 3, 2022, by the Wisconsin Supreme Court. The Wisconsin Legislature previously filed an expedited motion for a stay of that order in the Wisconsin Supreme Court on March 4, 2022, and informed the state court that it would be moving for a stay in this Court due to the exigency.

As of Applicants' filing, the state supreme court had not acted on the Legislature's expedited motion for stay. But shortly after Applicants filed in this Court and served all Respondents, the state supreme court issued the enclosed order. The order requests responses to the Legislature's expedited motion for a stay in the state supreme court by 11 a.m. (CST) on March 9, 2022.

Given the exigency, Applicants respectfully request that any request for briefing on their emergency application not be delayed for the state court's likely denial of the Legislature's motion for the state court to stay its own order. All Respondents have been served with Applicants' emergency application filed in this Court. Arguments raised in any response in the state supreme court will overlap with those raised in any response to Applicants' request for relief in this Court. And for the reasons discussed in the emergency application, the state court's serious errors of federal law and the exigencies warrant immediate relief.

Counsel will apprise the Court of any further developments in the state supreme court, including the immediate submission of a copy of any order by the Wisconsin Supreme Court declining to stay its order pending Applicants' appeal to this Court.

Respectfully submitted,

/s/ Taylor A.R. Meehan

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cc: All counsel of record

Enclosures: Wisconsin Supreme Court Order of March 7, 2022



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March 7, 2022

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You are hereby notified that the Court has entered the following order:

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No. 2021AP1450-OA     Johnson v. Wisconsin Elections Commission

On March 3, 2022, this court issued a decision enjoining Wisconsin's existing congressional and legislative districts and ordering new district plans proposed by Wisconsin Governor Tony Evers. Johnson v. Wisconsin Elections Comm'n, 2022 WI 14. On March 4, 2022, the Wisconsin Legislature filed an expedited motion asking this court to stay the court's injunction as it applies to Wisconsin's senate and assembly districts, pending the Wisconsin Legislature's intended appeal to the United States Supreme Court.

IT IS ORDERED that any party that wishes to file a response to the Wisconsin Legislature's expedited motion for a stay pending appeal may submit a letter brief no later than 11:00 a.m. on March 9, 2022;

IT IS FURTHER ORDERED that all filings in this matter shall be filed as an attachment in .pdf format to an email addressed to [clerk@wicourts.gov](mailto:clerk@wicourts.gov). See Wis. Stat. §§ 809.70, 809.80 and

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809.81. A paper original and 10 copies of each filed document must be received by the clerk of this court by 12:00 noon of the business day following submission by email, with the document bearing the following notation on the top of the first page: "This document was previously filed via email"; and

IT IS FURTHER ORDERED that requests for additional briefing or extensions will be viewed with disfavor.

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Clerk of Supreme Court

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